Before the Federal Communications Commission Washington, D.C. 20554

In the Matter of)	
Moore Air Licensee of Aircraft Radio Station N1366T Honolulu, Hawaii)	File No. EB-03-HL-061
)	NOV No. V20033286001
)	
)	

NOTICE OF VIOLATION

Released: August 6, 2003

By the Honolulu Office, Enforcement Bureau:

- 1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules, to Moore Air, licensee of aircraft radio station N1366T.
- 2. On July 28, 2003, agents of the Commission's Honolulu Office inspected aircraft radio station N1366T located at Moore Air, Honolulu International Airport, and observed the following violation:
 - 47 C.F.R. § 87.193: "Transmissions by emergency locator transmitters (ELTs) are intended to be actuated manually or automatically and operated automatically as part of an aircraft or a survival craft station as a locating aid for survival purposes". The ELT on the aircraft N1366T was apparently activated by a defective cockpit switch.
- 3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,² and Section 1.89 of the Commission's Rules, Moore Air, must submit a written statement concerning this matter within 20 days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective action(s). The response must be complete in itself and signed by a principal or officer of the licensee. All replies and documentation sent in response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

¹ 47 C.F.R. § 1.89.

² 47 U.S.C. § 308(b).

Federal Communications Commission Honolulu Office P.O. Box 971030 Waipahu, Hawaii 96797-1030

- 4. This Notice shall be sent to Moore Air, 90 Nakolo Place, #24, Honolulu, Hawaii 96819.
- 5. The Privacy Act of 1974³ requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.⁴

FEDERAL COMMUNICATIONS COMMISSION

John R. Raymond Resident Agent Honolulu Office

³ P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴ 18 U.S.C. § 1001 et seq.